IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FOURTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

**THE HON'BLE MR JUSTICE S.ANANDA REDDY**

**WRIT PETITION NO : 1642 of 1997**

Between:

The Chair Person/President,

The Guntur Co operative House,

Construction Society Limited

S.V.N.Colony, Guntur – 522 006.

**..... PETITIONER**

AND

1. Authority under Andhra Pradesh Shops &

Establishments Act, 1988 & Assistant Commissioner

Of Labour 2nd Circle, Guntur.

2. D.Ravindrarao s/o Sri Yellamanda, aged 31 years,

c/o Sri G.V.Ramana & B.C. Reddy, Advocates,

6-7-25,6/1, Arundalpet,Guntur.

**....RESPONDENTS**

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to

issue a writ of certiorari or any other appropriate writ order or directions calling for the records relating to orders dated 21.06.1996 in I.A. No. 4 of 1995 A.P.S.E. Case No. 9 of 1995 on the file of the first respondent and quash the same.

**Counsel for the Petitioner: MR.G.RAMACHANDRA RAO**

**Counsel for the Respondent No.1: GP for Labour**

**Counsel for the Respondent no.2 : none appears**

**The Court made the following:**

**ORDER:**

This Writ petition is filed by the petitioner aggrieved by the order dated 21.06.1996 passed by the first respondent in I.A. No. 4 of 1995 in A.P.S.E. Case No. 9 of 1995, pending disposal of the said A.P.S.E.Case No. 9 of 1995, ordering reinstatement of the second respondent by the petitioner. This Court while entertaining the Writ Petition passed interim order of stay against the orders passed by the first respondent.

It is stated that the petitioner's counsel has no instructions whether the appeal filed by the petitioner is still pending or not. However, it is stated that in another similar case in W.P. No. 1712 of 1997 dated 09.04.2004, this Court passed the following order:

> Having regard to the facts and circumstances of the case, I am not inclined to go into the validity or correctness of the order of termination which is the subject matter of Statutory Appeal pending before the 1st respondent. Accordingly, without expressing any opinion on the merits of the case, I deem it appropriate to dispose of the Writ Petition with a direction to the first respondent Authority to dispose of the Appeal ( APSE Case No.6/1995), if not already disposed of, as expeditiously as possible following the due process of law. It is made clear that all further proceedings in furtherance of the impugned order dated 21-06-1996 in I.A. No. 1/1995 shall remain stayed till the disposal of the said Appeal.

Therefore, it was represented that a similar order can be passed in the present case also.

None appears for the respondents. Hence, the Writ Petition is disposed of on the same lines as was passed in W.P.No. 1712 of 1997.

The Writ Petition is accordingly disposed of. No costs.

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14-09-2004

kvrm

To

1. Authority under Andhra Pradesh Shops &

Establishments Act, 1988 & Assistant Commissioner

Of Labour 2nd Circle, Guntur.

2. 2 CC to GP for Labour, High Court Buildings, Hyderabad (OUT)

3. 2 CD copies.